

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 26, 2005

DIVISION ONE

B174970 Matthews (Not for Publication)
v.
Bancorp et al.

The judgment is reversed, and the cause is remanded to the trial court with directions (1) to vacate the order granting summary judgment; (2) to issue new orders (A) denying USB's alternative motion for summary adjudication of the harassment and intentional infliction of emotional distress claims, and (B) granting summary adjudication of Matthew's remaining causes of action; and (3) to set the surviving causes of action for trial. The parties are to pay their own costs of appeal.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Mallano, J.

B174857 People (Not for Publication)
v.
Perry

The judgment is affirmed.

Rothschild, J.

We concur: Mallano, J Acting P.J.
Vogel, J.

DIVISION FOUR

B179299 People v. Green (Not for Publication)

The judgment is affirmed.

Willhite, J.

We concur: Epstein, P.J.
Curry, J.

B178259 People (Not for Publication)
v.
Thornton

Because we conclude the trial court erred in refusing to order an in camera review of the requested reports pertaining to Officer Sambrano and because we conclude that the procedures utilized in the in camera review pertaining to Officer Amaral were deficient, the judgment is reversed and the matter is remanded with directions to the trial court to conduct in camera hearings on appellant's discovery motions consistent with this opinion. If the hearings reveal no discoverable information in the officers' personnel files which would lead to admissible evidence helpful to appellant's defense, other than information already disclosed pursuant to court order, the trial court shall reinstate the original judgment and sentence which shall stand affirmed. If the in camera hearings reveal discoverable information bearing on the officers' honesty which could lead to admissible evidence helpful to appellant in defense of the charge, the trial court shall grant the requested discovery, allow appellant an opportunity to demonstrate prejudice, and shall order a new trial if prejudice is demonstrated. If prejudice is not demonstrated, the trial court shall reinstate the original judgment and sentence which shall stand affirmed.

Curry, J.

We concur: Epstein, P.J.
Willhite, J.

August 26, 2005 (Continued)

DIVISION FOUR (Continued)

B182136 People (Not for Publication)
v.
Ayers

The judgment is affirmed.

Curry, J.

We concur: Epstein, P.J.
Willhite, J.